IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRD DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 7113 of 1998

Between:

Srinivas Bhandari, S/o. Radheshyam Bhandari,
R/o. C/o.Omega Cloth Centre, R.P.Road,
Nizamabad.

..... PETITIONER

AND

1 The Deputy Commissioner of Prohibition & Excise,
Nizamabad.
2 The Commissioner of Prohibition & Excise,
A.P., Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate writ or writs, order or direction, declaring the order dated 18/09/1997 passed in Cr.No. B2/1872/97 on the file of the 1st Respondent and the order dated 03/03/1998 passed in Cr.No.416/DPE/98/B2 on the file of the 2nd Respondent, as illegal, arbitrary, unreasonable and contrary to the provisions of A.P Excise Act and issue a consequential direction to the Respondent herein not to give effect to the same and consequently direct the Respondents herein to forthwith release the Scooter bearing No. AAJ 9346 to the petitioner, for interim custody pending enquiry of the 1st respondent.

Counsel for the Petitioner: MR.M.RAJAMALLA REDDY

Counsel for the Respondents: GP FOR PROHIBITION & EXCISE

The Court made the following ORDER:

ORDER:-

Heard both the learned counsel. The petitioner sought to challenge the interim custody of the vehicle pending enquiry. Having regard to the interim orders already granted by this Court, no further orders are necessary in this writ petition.

Accordingly, this writ petition is disposed of. However, it is open to the respondents to proceed in accordance with law and pass appropriate orders. No costs.

3—11—2004.

Stv/-

To

1 The Deputy Commissioner of Prohibition & Excise,
Nizamabad.
2 The Commissioner of Prohibition & Excise,
A.P., Hyderabad.

3 Two CCs to G.P. for Prohibition and Excise, High Court of A.P.
Buildings, Hyderabad (OUT)

4 Two CD Copies